G. R. S. IX-5]

Previous references.

1916.

(Mazrai.)

Later references.

File No. 282—16

Serial Nos. 1—4

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—4

Part B for April 17.

SUBJECT.

Managership of Haki Shah Mekan at Nimmakayalapalli in the Chintamani Taluk.

To. The Depty. Commr. Kolar Dt.

No 2573 D 11.4.1917

Rejects the revenue particulars of Majubi of Nyanr regarding ———————

W D 88—GPB —50,000—21-7-16

Vsundaram

Bor. (III) D. 17.12.17

1916.

GENERAL AND REVENUE SECRETARIAT.

(Inuznai)

NOTES.

File No 282/1916

FILE HEADING.

Managership of Kaki Shah makan at Nimmakayalapalli in the Chintamani Taluk.

From

The Private Secretary to H.H The Maharaja,

No. 1807 Dated 3.11.16 Received 4.11.16

Diary No. 713	Enclos. 2	Spare Copies. –	Serial No 1

BRIEF ABSTRACT OF LETTER.

Forwards for submission of papers in the case, memorial from Majubi alias Nagan Begum praying for a re-consideration of the Order of Govt appointing Mir Hyder as manager of the makan in preference to the memorialist.

NOTES AND ORDERS.

Inuznai file no. 624-10 on the subject is herewith submitted. The facts of the case are given at full length in the order sought to be reviewed —

NOTES—First Sheet.

GPB - 20,006—8-8-14

G R. S. 12]

General and Revenue Secretariat. | File No. 287 of 1916

Serial No.

2) It will be seen from this collection that on the death of the last recognized manager Mir Buccumdin and of his only son Kutbudin (without issue), the question of succession to this office came up for decision before Mr. K.R. Srinivasiengar, the then Assistant Commissioner in charge of Chintamani Sub-Division, the memorialist being one of the 3 claimants. That officer held after a detailed enquiry, that the opponent Mir Hyder was entitled to get the office both by his descent in the male line in the family of the last holder and by his qualifications for the office. His recommendation was approved by the then Dy Commr Mr. F.C. Carr, and Mir Hyder was appointed to the post. Against this, the memorialist appealed to Govt. On receipt of records which were called for from the Dy. Commissioner, the case was heard before Govt on 3rd December 1912. At the request of the memorialist who contended that the relationship of Mir Hyder had been assumed to be as he stated it

NOTE—Contn sheet.

GPB—65,000—7-9-12.

R. S. 12]

General and Revenue Secretariat. | File No. | of 19

Serial No.

The case was remanded for further enquiry. Mr. B. C. Krishna Shastry, Sub-Division officer of Malur, examined the contending parties and their witnesses in addition to the documentary evidence produced for the appellant; and held that Majubi (the present memorialist) was Mir Burandin's Sister's daughter and the opponent Mir Hyder was Mir Burandin's agnati gnati. On receipt of records with the fresh evidence, the case was again heard on 15th April 1915 — The appellant was present in person and was represented by his Advocate, while the opponent Mir Hyder was absent. For reasons given in S.O. No. 2746 dy 20th may 1915, the Dy. Comm's order appointing Mir Hyder as Manager of the Makan in question was upheld and the appeal dismissed.

3) Against the foregoing order, Majubi has memorialized H. H. The Maharaja praying for a revision of the order ref'd. to. The memorial has been forwarded for submission of papers in the case.

Submitted

NW (941) 15.11.1916

15.11.1916

NOTE—Contn. sheet.

GPB—25,000—22-3-15

D. R. S. 12]

General and Revenue Secretariat. | File No. 282 of 1916.

Serial No.

4) The connected papers have also been called for from the Dy. Comrs Office and sent up

lcs
20-11-16

5) Submitted with a DF. for appl

MN(GW) 22.11.1916 | arm 24/11/16

6) Abd
lcs
22.11.16

2) No: 1290 Dy 25-11-16, D. de Kolandaveli calls for Vern. Rd in the subject

3. 8) From, the Dy. Commr, Kolar Dist
Letter no. 893 Dy 28.2.17
Submits the entire Vernacular records Connected with the case.

9) His Highness the Maharaja has been graciously pleased to call for the Submission of papers in the case (Vide Private Secretary's memo no. 1807/519 Dy 3-11-1916).

10) Submd. with a Dft. Subn Note.

MN(GW) 5.3.1917 | arm 6/3/17

Submitted to the Dewan for favour of approval

(through 1st Minister)

lcs
6.3.17

lcs 10/3 arm 6/3/17

lcs 10.3.17

2192
5/3
5131
12.3.1

NOTE—Contn sheet.

1068 10-71
1962

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | File No. 282 of 1916.

Serial No.	
	Submtd. with a Dft. cutg rejecting the meml: for appl. or other orders. N(94) 30.3.917 ans 3/4/17 alld Sd/- 11/4/17
4	No: 2572 dt 11.4.17, & the letter, rejects the review petn & the Govt. see no reason to modify the G.O already passed in the case. No 2573 dt 11.4.17, do send Kolar, for a copy of the above with refce to G.O. supra

NOTE—Contn. sheet.

Submitted to His Highness.

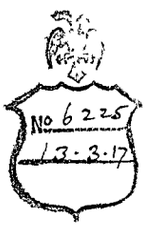
As called for in Private Secretary's Memo No. 1807/519 dated 3rd November 1916, I submit herewith for His Highness' gracious perusal, the file of papers relating to the memorial of Majubi Begum alias Majan Begum of Mysore, praying for a reconsideration of the order of Government No.3746/Muz. 634-10-9 dated 30th May 1915 deciding upon the right to the managership of Kaki Shah Makan at Nimmakayalapalli in the Chintamani Taluk.

2. The facts of the case are detailed in the Government Order above referred to and in the office notes leading to that order in Muzrai file No.634 of 1914-15.

M. Krishnaraja
13th June 1917.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.



Papers relating to the memorial of Majubi Begum alias Majan Begum of Mysore, praying for a reconsideration of the Government order deciding upon the right to the managership of Kaki Shah Makan at Nimmakayalapalli in the Chintamani Taluk.

Order.

~~KRMS~~

26/3/17

Lanbrs

28.3.17

Draft endorsement. AC Secy 4/4

GA

30 3 17

. P. REV. SEC'Y.

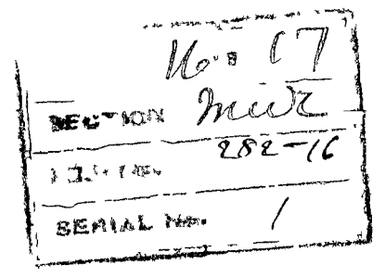
4 NOV 1916

20/807
(2) 3.

OFFICE OF THE PRIVATE SECRETARY TO
H H THE MAHARAJA OF MYSORE,

Dated 3. 11. 16. *191*

713



Petition as shown below, to His Highness the Maharaja, is

transferred to the Secretary, General Department,

for Submission of papers in the case.

No. 519 of 16. 17

By Order,

Private Secretary
to H. H. the Maharaja of Mysore.

GBPM—100—5 6-1916

G.R.S. 26]

SUBJECT. . . . . Calls for the Vern pp relating to the managership of Kaki Shah ... ... Mahan.

Diary No. of letter replied to. 7/3

Section

File No. 2&2

Serial No. 1916. 2

General and Revenue Secretariat

( )

, the *191* .

No. 1290 Ene Mle

Date of issue 25-11-1916.

To

The Dy. Commr,

Kolar Distt.,

Signed by M.G. Aravamudhan for

Sir,

I am directed to request that you will be so good as to forward ~~for early~~ at an early date The entire Vernacular record returned with Govt order No. 2746 – Mug. 624-10-9 Dy 20th May 1915 relating to The managership of Kaki Shah

over. Mahan

at Nainmakayalapalli in
The Chintamani Taluk, as they are required for reference
in connection with a ~~petition~~ ~~Petition~~
& Memorial presented to H.H. The Maharaja
by Major Bi ~~praying for~~
~~a re-consideration of the~~
~~Order of~~ to.

I have etc

Jch 22.11.16

NJ/am 24/11/16 for Joint Secretary

List of enclosures.

Copied by

Examined by

GEN. & REV. SECRETARIAT.
VI
MUDRAI
1917
DIARY No. 1462
SE 16 17
FIL 282-16
3

REV. SECT.
V
GENERAL
2 MAR 1917
MAR 1917

W.D. 0244—GPB—6,00,000—19-5-16—S.

From 191

The Deputy Commissioner,
Kolar District.

To

The Secretary to the Govt.
of Mysore, Gnel. Dept.,
Bangalore.

Dated

Despatched 27.2.17
28

Received

General No. Rofa. Hc. 893
No.

Enclosure No. 1 (1 of Vernacular)

Submits the entire vernacular records re management of Kaki Shah Dhakan alias Nimma Nagalapalli in the Chintamani taluk, as called for in his No. 1290/Jmz 282-16-2 dated 25th November

Repe. H. C. 893
En 1 file

Deputy Commissioner's office,
Kolar District,
Dated Kolar, the 24th February 1917.

From

P. F. B O W R I N G, Esquire., J.P.,
Deputy Commissioner, Kolar District.

To

D. M. Narasinga Rao, Esquire., B.A., B.L.,
Secretary to the Government of Mysore,
General Department, Bangalore.

Sir,

Adverting to your letter No.1290--Muz. 282-16-2 dated 25th November 1916, I have the honor to submit herewith the entire vernacular records relating to the managership of Kaki Shah Makkan at -- Nimmakayalapalli in the Chintamani Taluk, as requested.

I have the honor to be,
Sir,
Your most obedient servant,
P. Narayana
for Deputy Commissioner,
Kolar District.

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

No 2572 Rec 5 th
Mis 282-16-4
11. 4. 1917

GPB—20,000—7 7 14

ಸೇವಾ ಸಿಂಧು ಪೋರ್ಟಲ್ ಮೂಲಕ ಸಲ್ಲಿಸಲಾಗಿದೆ
-- ಲಭ್ಯವಿರುವ ಸೌಲಭ್ಯವನ್ನು
ಪಡೆಯಲು ಕೋರಿದೆ

By order,

for

Secretary

Dft) am Jr Jail Secretary
7/6/17

Copy to the Dy. No 2573 Encl.
MRS 282-16-4

Commr, Kolare Dist
returning the vernacular Dy 11.4.917
records received with his
letter no. 893 dy 28.2.917.

B.O.

for

Secretary

Dft) am ~~Jr Jail~~ Secretary.
7/6/17

GEN. & ... SECRETARIAT
MUZRAI
4 JAN 1917

Jud D 1068/1677

MEMO

On Petitions received by the Dewan.

No. 10,456

Date of petition. 2/10/15

Name of petitioner. Majubi, Begum alias, Mayan Begum Surpur.

SUBJECT.

Praying for a reconsideration of the order of Govt no 2747 Judg 624-10-9 & 20th May 1915 which, it is alleged, was passed without sufficient evidence and investigation

Forwarded to the Secretary to Government, General Department.

Dated 1917

B-D

S Majagdar
D S D

To be placed on the file

WD 1420—GPB—500—27 11.16

DIARY No. 1068
16-17
SECTION mw
FILE 395-16

Dt. 30.12.16.

Petn. Regn. No. W.4956-7

To,

Col. Sir Sree Krishnarajendra Wodiyar Bahadur, G.C.S.I.,
His Highness the Maharaja of Mysore,
M Y S O R E.

Through the Revenue Secretariat, Bangalore.

May it pleasa your Highness,

I, Majubi Begum alias Majan Begum of Mysore, beg leave to approach your Highness with this humble and most respectful memorial appealing against the order of the Government of Mysore, NO.2746 Mis:624-10-9 dated 20th May 1915 (Majubi Vs Mir Hyder) passed by the then Senior Councillor in charge of the Muzrai Portfolio on the following amongst other grounds:-

(1) My appeal was disposed of by a single Councillor in charge of the Muzrai Portfolio as a Muzrai question, but not as an appeal to Government to be heard and disposed of by the Dewan and a Councillor or a Bench of Councillors, thereby depriving the appellent an oppotunity of her case being impartially judged by an independent final authority without any departmental bias whatever.

(2) The then Senior Councillor who disposed of the appeal attached undue weight to the evidence of an old woman 90 years old inasmuch as she is not in any way connected with the family of the Late Nawab Mir Buranudin and inasmuch as her old age and her impaired memory should have made her evidence valueless in deciding such an impotant question at issue.

(3) The assumption of the then Senior Councillor that an old woman of 90 years had a correct knowledge of relationship of the disputing parties is apposed to justice and recognised rules of evidence, inasmuch

as

as her evidence was taken during the absence of the appellant or advocate and without any notice to her and was not therefore subjected to the test of cross-examination.

(4) The Councillor failed to appreciate the unimpeachable oral and documentary evidence adduced on behalf of the appellant to support her claim.

(5) The Respondent once represented himself as a son of Kutbudin the last male-holder of the Office who died - unmarried and at another as a decendent of Kutbudin's uncle Hyder Mulik who also died unmarried.

(6) If the Respondent is what he represents himself to be, his claims as an Imperial Pensioner should have been set up or enquired into and disposed of : Whereas on the other hand the claims of the appellant as an unimperial Pensioner as a heir of Mir Buranudin and Mir Kutbudin recognised and undisputed holders of office have been recognised as evidenced by Endorsement NO.2970 from the Resident's office issued to the appellant. The said Endorsement is annexed to this - Memorial.
331-85

(7) The Respondent is an utter stranger to the family and has no claim whatever to the office.

(8) The respondent beyond adducing unsatisfactory oral testimony has no scrap of documentary evidence to relay on : whereas the appellant is in possession of voluminous documentary evidence to show how her ancestors who hold offices fought for and established their claims and that she is the only surviving Hakdar.

(2) The appellant Memorialist humbly prays that your Highness may graciously be pleased to command justice being done to the appellant by concellation of the order of the Senior Councillor's for reasons above stated, and by giving, if need be, an oppotunity to the appellant to have her case argued before two Councillors or the Dewan Saheb.

(3)

(3) The Memorialist humbly begs to enclose herewith the Government order and the Honorable Resident's Endorsement above referred to for your Highness' gracious perusal and benign consideration.

I have the honor to remain,

Your Highness' most humble and loyal subject,

Mysore,

Dated 21—10— 1916.

No. 3000/5709

The President's Office.

Bangalore, 6th September 1899.

Petition dated 19th May 1899 from Mir Khuddoos Khan, Mysore, claiming the continuance to him of his late father Mir Burhanodien's pensions.

Order Thereon:-

The petitioner is informed that a compassionate allowance of Rs.10-15-0 per mensem has been sanctioned to him for the support of himself, Ameena Begum and Mojam Begum, out of the pension of Rs.14-0-4 per mensem enjoyed by his late father, - Mir Burhanodien, and that the Treasury Officer, Mysore Dist. has been instructed to disburse the allowance to petitioner with effect from the 15th April 1899.

2. The pension of Rs.3/- per mensem enjoyed by the deceased as a member of Mir Khadir Alis family has lapsed to Government.

" By Order "

C/ Unsworthyoung,

Assistant to the Resident.

No. 8970/361 of 85. THE RESIDENT'S OFFICE.

Bangalore, the 30th August 1893.

E N D O R S E M E N T.

In reply to her petition without date (received on the 20th March 1893), Majaun Begum is informed that the Treasury Officer of the Mysore District has been instructed to disburse to her a sum of Rupees 309, in commutation of an allowance of Rupees 3-1-0 a month granted out of the lapsed pension of her late mother Amina Begum.

Sd/ H. V. Cobb,

First Assistant Resident.

To

Majaun Begum,

daughter of the late Amina Begum,

an Imperial Pensioner,

Mysore.

" True Copy "

Enclosures to Petn
Sent on 11-4-17

OFFICE OF THE PRIVATE SECRETARY
TO HIS HIGHNESS THE MAHARAJA OF MYSORE,

No. 2510/4

Mysore 22/12/16

1009

16 : 17

Petition, as shown below, to His Highness the Maharaja is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, General Department, Bangalore, for disposal

No. 694 of 16·17

By Order,

Private Secretary
to His Highness the Maharaja of Mysore.

GBPM—1,000—28-10 16

To:

Col. Sir Sree Krishnarajendra Wodiyar Bahadur, G.C.S.I.,
His Highness the Maharaja of Mysore,
Mysore.

May it please Your Highness,

I, Majubi Begum alias Mujan Begum of Mysore, beg leave to approach Your Highness with this humble and most respectful memorial appealing against the order of the Government of Mysore No.2746 Mis:624-15-9 dated 30th May 1915 (Majubi Vs. Mir Hyder) passed by the then Senior Councillor in charge of the Muzrai Portfolio on the following amongst other grounds:-

(1) My appeal was disposed of by a single councillor in charge of the Muzrai Portfolio as a Muzrai -- question but not as an appeal to Government to be heard and disposed of by the Dewan and a Councillor or a Bench of Councillors, thereby depriving the appellent an opportunity of her case being impartially judged by an independent final authority without any departmental bias whatever.

(2) The then Senior Councillor who disposed of the appeal attached undue weight to the veidence of an old woman 90 years old inasmuch as she is not in any way connected with the family of the late Nawab Mir Buranuddin and inasmuch as her old age and her impaired memory should have made her evidence valueless in deciding such an important question at issue.

(3) The assumption of the then Senior Councillor that an old women of 90 years had a correct knowledge of relationship

of the disputing parties is opposed to justice and recognised rules of evidence inasmuch as her evi-dence was taken during the absence of the appellant or advocate and without any notice to her and was not therefore subjected to the test of cross-examination.

(4) The Councillor failed to appreciate the- - unimpeachable oral and documentary evidence on behalf of the appellant to support her claim.

(5) The Respondant once represented himself as a son of Kutoudin the last male-holder of the office who died unmarried and at another as a decendent of Kutbudin's uncle Hyder Mulik who also died unmarried.

(6) If the respondant is what is represents himself to be, his claim as an Imperial Pensioner should -- have been set up or enquired into and disposed of: whereas on the other hand the claims of the appellant as an unimperial Pensioner as a heir of Mir Buranudin and Mir Kutoudin recognised as evidenced by Endorsement No.2970/331-85 from the Resident's office issued to the appellant. The said Endorsement is annexed to this Memorial.

(7) The respondant is an utter stranger to the family and has no claim whatever to the office.

(8) The respondent beyond adducing unsatisfactory oral testimony has no scrap of documentary evidence to-- rely on: whereas the appellant is in possession of --- voluminous documentary evidence to show how her ancestors who held offices fought for and established their claims and that she is the only surviving Haxdar.

(2) The appellant Memorialist humbly prays that your Highness may graciously be pleased to command justice being done to the appellant by cancellation of the order of the Senior Councillor for reasons above stated, and by giving,

if

if need be, an opportunity to the appellant to have her case argued before two Councillors or the Dewan himself.

(3) The Memorialist humbly begs to enclose herewith the Government order and the Honorable President's Memorandum above referred to for Your Highness' gracious perusal and benign consideration.

I have the honour to remain,

Your Highness' most humble and loyal subject,

19-12-16

(S.D) Majubi Begam alias Majam Begum,

C/O

Mr. Hameed Jaffer,

Mysore, Retired Police Superintendent,

D/ Nazarbad, M y s o r e .

To,

Col. Sir Sree Krishnarajendra Wodiyar Bahadur, G.C.S.I.,
His Highness the Maharaja of Mysor
M Y S O R E.

May it please your Highness,

I, Majubi Begum alias Majan Begum of Mysore, beg leave to approach your Highness with this humble and most respectful memorial appealing against the order of the Government of Mysore NO.2746 dated 20th May 1915 (Majubi Vs Mir Hyder) passed by the then Senior Councillor in charge of the Muzrai Portfolio on the following amongst other grounds:-
Mis:624-10-9

(1) My appeal was disposed of by a single Councillor in charge of the Muzrai Portfolio as a muzrai question but not as an appeal to Government to be heard and disposed of by the Dewan and a Councillor or a Bench of Councillors, thereby depriving the appellent an opportunity of her case being impartially judged by an independent final authority without any Departmental bias whatever.

(2) The then Senior Councillor who disposed of the appeal attached undue weight to the evidence of an old woman 90 years old inasmuch as she is not in any way connected with the family of the Late Nawab Mir Buranudin and inasmuch as her old age and her impaired memory should have made her evidence valueless in deciding such an impotant question at issue.

(3) The assumption of the then Senior Councillor that an old woman of 90 years had a correct knowledge of relationship of the disputing parties is opposed to justice and recognised rules of evidence inasmuch

as

as her evidence was taken during the absence of the appellant or advocate and without any notice to her and was not therefore subjected to the test of cross-examination.

(4) The Councillor failed to appreciate the unimpeachable oral and documentary evidence adduced on behalf of the appellant to support her claim.

(5) The Respondent once represented himself as a son of Kutbudin the last male-holder of the Office who died unmarried and at another as a decendent of Kutbudin's uncle Hyder Mulik who also died unmarried.

(6) If the Respondent is what he represents himself to be, his claims as an Imperial Pensioner should have been set up or enquired into and disposed of : Whereas on the other hand the claims of the appellant as an unimperial Pensioner as a heir of Mir Buramudin and Mir Kutbudin recognised and undisputed holders of office have been recognised as evidenced by Endorsement NO:2370/331-85 from the Resident's office issued to the appellant. The said Endorsement is annexed to this Memorial.

(7) The Respondent is an utter stranger to the family and has no claim whatever to the office.

(8) The respondent beyond adducing unsatisfactory oral testimony has no scrap of documentary evidence to relay on : whereas the appellant is in possession of voluminous documentary evidence to show how her ancestors who held offices fought for and established their claims and that she is the only surviving Hakdar.

(2) The appellant Memorialist humbly prays that your Highness may graciously be pleased to command justice being done to the appellant by cancellation of the order of the Senior Councillor's for reasons above stated, and by giving, if need be, an opportunity to the appellant to have her case argued before two Councillors or the Dewan Saheb.

(3)

(3) The Memorialist humbly begs to enclose herewith the Government order and the Honorable Resident's Endorsement above referred to for your Highness' gracious perusal and benign consideration.

I have the honor to remain,

Your Highness' most humble and loyal subject,

Mysore,

Dated 1916.